

CURRITUCK COUNTY
NORTH CAROLINA
April 7, 2014

The Board of Commissioners met in the Historic Courthouse Conference Room, at 6:00 PM for a work session with Donna Voliva, Senior Planner, for a presentation on the Residential Subdivision Compatibility Standards.

The Board of Commissioners met at 7:00 PM for its regularly scheduled meeting at the Historic Courthouse in the Board Meeting Room with the following members present: Chairman Paul O'Neal, Vice-Chair Paul Martin, Commissioners Aydlett, Gilbert, Griggs, McCord and Petrey.

Chairman O'Neal called the meeting to order at 7:00 PM and announced that the Board had met in a work session at 6:00 PM on minimum lot size and transition standards.

A) Invocation

Reverend Bill Masciangelo, Moyock United Methodist Church, gave the invocation.

B) Pledge of Allegiance

Reverend Bill Masciangelo, Moyock United Methodist Church, led the Pledge of Allegiance.

C) Approval of Agenda

Chairman O'Neal amended the agenda to change Item E under Public Hearings to Item A-1 and Item A to A-2, to continue New Business Items A and B, and to cancel the Closed Session. Commissioner Aydlett moved to approve the agenda as amended. Commissioner Petrey seconded the motion. Motion carried unanimously.

APPROVED AGENDA

Work Session

6:00 PM Minimum Lot Size and Transition Standards

7:00 pm Call to Order

- A) Invocation-Reverend Bill Masciangelo, Moyock United Methodist Church
- B) Pledge of Allegiance
- C) Approval of Agenda
- D) Public Comment

Please limit comments to items not appearing on the regular agenda; please limit comments to 3 minutes.

Administrative Reports

- A) **Presentation on NC 2-1-1 by Keith Letchworth, East Carolina Behavioral Health**
- B) **Cooperative Extension's Report to the People**

Public Hearings

- A-1) **Public Hearing and Action:** Moyock Small Area Plan: Examines unique issues, concerns, and hopes of the community and works to establish public policy that accomplish the vision cast in this plan.

- A-2) **Public Hearing and Action:** PB 88-66 Villages of Ocean Hill: Request to amend a Sketch Plan/Use Permit to establish General Business zoning and commercial landscaping use in the Villages at Ocean Hill in Corolla, directly south of the Enviro-Tech Wastewater Treatment Plant, Tax Map 114, Parcel 3K, Poplar Branch Township.
- B) **Public Hearing and Action:** PB 87-56 Monterey Shores, PUD: Request to amend the sketch plan and use permit to increase the commercial allocation within the planned unit development by 0.62 acres, Tax Map 115, Parcel 3S, Poplar Branch Township.
- C) **Public Hearing and Action:** PB 13-21 Brumsey Ridge, Phase 2: Request for a preliminary plat and use permit for a 4 lot subdivision phase located in Moyock on the north side of Brumsey Road approximately 1/4 mile from the intersection with Tulls Creek Road, Tax Map 49, Parcel 82A, Crawford Township.
- D) **Public Hearing and Action:** PB 14-02 Shore Shot Pawn and Gun: Request a use permit to operate a pawn shop in Grandy at 6599 Caratoke Highway, Tax Map, 108, Parcel 9, Poplar Branch Township.

New Business

- A) ~~Consideration of Ordinance Amendment to Allow Certain Commercial and Governmental Activities Involving Motor Vehicles on the Beach Strand and Foreshore from the Dare County Line to the North Beach Access Ramp between May 1 and September 30.~~
CONTINUED
- B) ~~Consideration of Ordinance Amendment to Make Certain Changes to Outdoor Tour Operator Regulations and Provide for Violation as a Civil Offense.~~
CONTINUED
- C) **Board Appointments:**
1. Appointments to Whalehead Solid Waste Advisory Board
 2. Appointments to Economic Development Advisory Board
- D) **Consent Agenda:**
1. Approval of March 17, 2014, Minutes
 2. Budget Amendments
 3. Award of Beach Cleanup Contract
 4. Project Ordinance - Southern Parallel Taxiway; NC Division of Aviation Grant 36237.8.9.1
 5. Project Ordinance - Bus Parking Area
 6. License Agreement Granting Use of Wine & Swine Service Mark
 7. Resolution Accepting State Aid to Airports Block Grant and Authorizing County Manager to Enter into a Grant Agreement with NC Department of Transportation for the Southern Parallel Taxiway (Design/Bid/Environmental Documentation)
 8. Authorize County Manager to Execute Five Year Lease Agreement with Ricoh for Register of Deeds Copier
 9. Resolution in Support of Recognition of World War II Coastwise Merchant Mariners
 10. Resolution Declaring Southern Outer Banks Water System Surplus Items
 11. Resolution to declare vehicles surplus
 12. CDBG Monthly Status Report
- E) Commissioner's Report
F) County Manager's Report

Closed Session

~~Closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3) to consult with the county attorney in order to preserve the attorney-client privilege and pursuant to N.C. Gen. Stat. §143-318.11(a)(5) to establish or to instruct the public body's staff concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of interest in real property by purchase, option, exchange, or lease held by Carolina Water Services of North Carolina, Inc., located at 1100 Club Road, Corolla, NC, for any public purpose.~~

CLOSED SESSION CANCELLED

Adjourn

D) Public Comment

Chairman O'Neal opened the Public Comment period.

Mary Etheridge, Shawboro, stated that on December 5, 2011, the Board of Commissioners approved a junkyard on 1.1 acres of land in Shawboro. Even though staff, real estate and other agencies felt it was a bad idea, they were ignored. She informed the public, the same could happen to them.

Will Crodick, Knotts Island, corrected a previous statement concerning homework not being required. He noted it is now elective and could be considered as 10% of the student's final grade. He also quoted GS 115C-429 concerning the approval of school money allotment and interpreted that as the Board of Commissioners right to control how school funds are spent.

Dan Scanlon, County Manager, reviewed the General Statutes concerning duties of the Board of Education and the State's Uniform Chart of Accounts for all school systems. He noted the General Statutes do not give the Board of Commissioners control of line items.

Chairman O'Neal advised Mr. Crodick this was not a candidate issue.

Ginger Burcker, Moyock, with the Currituck County Homeschoolers, announced the start-up of a co-op and invited home school families to join. She noted they are on Facebook, gave contact information and noted there were 150 home school families in the county.

There being no further comments, Chairman O'Neal closed the Public Comment period.

Administrative Reports

A) Presentation on NC 2-1-1 by Keith Letchworth, East Carolina Behavioral Health

Keith Letchworth, East Carolina Behavioral Health (ECBH), stated ECBH serves 19 counties in Northeast North Carolina. ECBH is the local partner for NC 2-1-1 for 17 of the 19 counties. NC 2-1-1 is a statewide service available to all citizens 24/7/365 days a year for information about resources available to them in their area.

B) Cooperative Extension's Report to the People

Josh Bass, Chairman of the Cooperative Extension Board, introduced Cameron Lowe, Director of the Cooperative Extension Currituck Center.

Ms. Lowe introduced her staff and their positions. She announced this year is the Centennial Celebration of Cooperative Extension and reviewed accomplishments during the past year regarding 4-H and Backpacks for Kids, Agriculture and the Master Gardeners, Family & Consumer Science and the Wellness Program, SHIP assistance to Medicare recipients, the Rural Center and location of the Currituck Heritage Festival scheduled for September 20, 2014. She invited everyone to attend.

Barbara Snowden, dressed in the fashion of 1914, described how the Board meeting room would have looked the year Cooperative Extension began.

Public Hearings

A-1) Public Hearing and Action: Moyock Small Area Plan: Examines unique issues, concerns, and hopes of the community and works to establish public policy that accomplish the vision cast in this plan.

Holly White, Senior Planner, noted the plan before the Commissioners had been a one year and seven months process. She introduced the stakeholders on the committee and thanked them as well as staff for their input.

Rose Thompson stated the reason for the plan was a better quality of life. She gave some demographic facts regarding the Moyock area.

Mike Hall reviewed the process which included 18 meetings held to receive public input.

Doris Flora spoke about the committee's vision and asked the Commissioners to be proactive. She also reviewed the future land use map, thanked the staff and thanked the Commissioners for the opportunity to work on the plan.

Holly White explained the relationship between the vision, policies and actions, noted this Small Area Plan would replace the current Land Use Plan for the area, and referred to the Community Transect drawing.

Bruce Harding, Jr., covered the transportation phase of the plan regarding interconnectivity for the purpose of safety and improved response times.

Brian Innes reviewed the infrastructure and services recommendations with respect to sewer, water and stormwater management.

Bruce Harding, Jr., noted elements needed to establish a sense of place and quality of life such as a community park, multi-purpose facility, eco-tourism, small town main street, entryways and diversity of housing types.

Charlie Morris expressed the need for more small, locally owned businesses to encourage buying local and better marketing of those businesses for job creation and diversity of the tax base to keep taxes low. He also stated the importance of promoting Moyock as a destination for tourism.

Vic Ramsey provided closing remarks and expressed the need to locate facilities in the best places.

The Commissioners complimented the committee on a job well done and thanked them for their careful considered efforts.

Chairman O'Neal noted the plan would be considered in the Capital Improvement Program, that the Moyock Small Area Plan was a good document. He too thanked the participants with a special thanks to Holly White and staff.

Chairman O'Neal opened the Public Hearing.

Wende Shannon, Moyock, stated she was there on behalf of herself as a resident and the Moyock Concerned Citizens. She noted the Concerned Citizens Facebook page was growing.

Her main concern was with stormwater and flooding and she felt that the County should fix what is there before taking on more.

There being no further comments, Chairman O'Neal closed the Public Hearing.

Commissioner Petrey moved to continue the item. Commissioner McCord seconded the motion. Motion carried unanimously.

Chairman O'Neal called a 10 minute recess.

A-2) Public Hearing and Action: PB 88-66 Villages of Ocean Hill: Request to amend a Sketch Plan/Use Permit to establish General Business zoning and commercial landscaping use in the Villages at Ocean Hill in Corolla, directly south of the Enviro-Tech Wastewater Treatment Plant, Tax Map 114, Parcel 3K, Poplar Branch Township.

Sworn testimony was given prior to making comments.

Ben Woody, Planning and Community Development Director, reviewed the request including staff, Technical Review Committee and Planning Board recommendations.

CASE ANALYSIS FOR THE
Board of Commissioners
DATE: April 7, 2014

PB 88-66 Villages at Ocean Hill, Amended Sketch Plan/Use Permit

ITEM:	PB 88-66 Villages at Ocean Hill, Amended Sketch Plan/Use Permit
LOCATION:	Located directly South of the Enviro-Tech Wastewater Treatment Plant, in Corolla, within the Poplar Branch Township.
TAX ID:	0114-000-003K-0000
ZONING DISTRICT:	Single Family Residential - Outer Banks (SFO)
PRESENT USE:	Undeveloped Land
OWNER:	Midlantic Builders, LLC James V. Bickford III P.O. Box 2225 Kitty Hawk, North Carolina 27949
APPLICANT:	Bissell Professional Group P.O. Box 1068 Kitty Hawk, North Carolina 27949

LAND USE/ZONING OF SURROUNDING PROPERTY:

	Land Use	Zoning
NORTH:	Wastewater Treatment Plant	SFO
SOUTH	Conservation (US Fish and Wildlife Service)	SFO
EAST:	Landscaping Services	SFO (GB)
WEST:	Conservation (US Fish and Wildlife Service)	SFO

LAND USE PLAN

CLASSIFICATION:	The 2006 Land Use Plan classifies the site as Conservation within the Corolla subarea.
SIZE OF SITE:	0.55 acres
NUMBER OF UNITS:	NA
PROJECT DENSITY:	NA
UTILITIES:	NA
PUD ALLOCATION:	Total PUD land area: 153.50 acres
	Total Open Space Provided: 84.79 acres (55.2%)
	Total Open Space Required: 53.70 acres (35%)
	Total Proposed Commercial Allocation: 11.75 acres (7.7%)
	Total Allowable Commercial Allocation: 15.35 acres (10%)

I. NARRATIVE OF REQUEST:

Addition to Villages at Ocean Hill Commercial (GB) use area for the purpose of material and equipment storage and landscape operations, similar to previously approved sites to the North and South. No impervious coverage is proposed. Stormwater runoff and sedimentation will be managed using perimeter swales and check dams. The existing approved accessway will be utilized.

II. USE PERMIT REVIEW STANDARDS:

Use Permit Criteria and Staff Findings:

Use permits (UP) are intended to allow the Board of Commissioners flexibility in the administration of the UDO. Through the UP procedure, property uses which would otherwise be considered undesirable in certain districts can be developed subject to conditions of approval to minimize any negative effects they might have on surrounding properties.

In order to approve a UP, certain criteria must be satisfied. The criteria and staff findings of fact are outlined as follows:

1. The use will not endanger the public health or safety.

Based on the suggested finding provided by the applicant, staff has determined it is probably true that the use will not endanger the public health or safety.

Suggested Findings:

- a. No public health or safety concerns have been identified in connection with the proposed use.

2. The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.

Based on the suggested findings provided by the applicant, staff has determined it is probably true that the use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.

Suggested Findings:

- a. The use is similar to approved uses to the North and South of the site (Storage, Stockpiling, and Equipment and Landscaping Operations) and is therefore in harmony with the area.
3. The use will be in conformity with the Land Use Plan or other officially adopted plan.

Based on the applicants response to Technical Review Committee comments concerning the sites Conservation classification in the Land Use Plan, and subsequent review of the Land Use Plan policies which lead to the following suggested findings, staff has determined it is probably true that the use will be in conformity with the Land Use Plan or other officially adopted plans.

The applicant provided the following statement addressing the Technical Review Committee's Concerns regarding conformity with the Land Use Plan:

While the Land Use Plan classifies the area as Conservation, we believe the proposed use is compatible, since it is related to a nursery operation, including storage of materials and equipment used to grow and maintain landscape areas. Also, we believe that Land Use Plan Policy OB2 is supported by this proposal. OB2 states "So as to minimize COMMERCIAL STRIP DEVELOPMENT and maximize the traffic moving capability of NC12, Currituck County shall encourage commercial development to cluster at appropriate locations rather than disbursing along NC12." The proposal locates a compatible commercial use well off of NC12 and adjacent to other similar uses in an area that has been reserved by the developer for that purpose. Concerning the wetland fill, this activity has already been authorized by the Army Corp of Engineers.

Potential impacts to sensitive areas are being minimized and mitigated by storing equipment toward the existing roadway and away from adjacent wetlands, and by installing a swale and vegetative filter along the northern boundary, so that any pollutants can be captured and filtered prior to leaving the site.

Suggested Findings:

The 2006 Land Use Plan classifies this site as Conservation within the Corolla subarea.

Conservation Areas

The purpose of the Conservation class is to provide for the long-term management and protection of significant, limited, or irreplaceable areas. Proper management is needed to conserve the natural, cultural, recreational, scenic or biologically productive values of these areas. The Conservation class should be applied to areas that should not be developed at all (preserved), or if developed, done so in a very limited manner characterized by careful planning and cautious attention to the conservation of environmental features. Infrastructure and services, public or private, should not be provided in these areas as a catalyst that could stimulate development. The Conservation class includes:

1. Areas of Environmental Concern, as defined in 15A NCAC 7H (e.g. coastal wetlands, estuarine and coastal shorelines, estuarine waters, public trust waters, etc.)
2. Freshwater wetland areas under the jurisdiction of the US Army Corps of Engineers' 404 Wetlands Permit Program and as generally identified by the National Wetlands Inventory of the U.S. Fish and Wildlife Service.
3. Certain critical wildlife habitat areas as may be designated by the State Natural Heritage Program and approved by the County Commissioners for inclusion in this class. (e.g. Great Marsh on Knotts Island, Currituck Banks/Swan Island Natural Area, Currituck Banks Corolla Natural Area, Pine Island/Currituck Club Natural Area, Northwest River Marsh Game Land, and many other marsh areas on the mainland.)
4. Other similar lands, environmentally significant because of their natural role in the integrity of the coastal region and which include, but are not limited to: bottom land hardwoods, pocosins, and swamp forests containing significant productive, natural, scenic, cultural or recreational resources, and as may be approved by the County Commissioners for inclusion in this class.

Due to the low-lying nature of much of Currituck County, and the prevalence of wetlands in the County, the Conservation class is the most extensive of the four land classes. Oftentimes, the scattered, widespread nature of such areas (e.g. 404 wetlands) precludes their mapping except at a very generalized level of detail. In such instances, the standards of the Conservation class shall be applied in accordance with the site specific information made available during special studies and/or the land development process.

As stated above, much of the land included in the Conservation classification is environmentally sensitive and therefore already protected through existing, federal, state, and local regulations. However, for areas within the classification that would be considered developable, uses such as agriculture, agriculture related services, and extremely low density residential development (1 unit per 3 acres or less) would be permitted. With the exception of agricultural related uses, nonresidential uses should not be encouraged. It is anticipated that any uses within the Conservation area would be served by individual on-site water and wastewater.

The proposed use is in keeping with the policies of the plan, some of which are:

POLICY ES4: In approving new developments, Currituck County shall support the retention or creation of a vegetated buffer area along ESTUARINE SHORELINES as a simple, effective and low-cost means of preventing pollutants from entering estuarine waters. Exceptions to this requirement may include developments involving pre-existing man-made features such as hardened shorelines, ditches, and canals. Farming and forestry operations that abide by appropriate "best management practices" are also exempt. The County also supports CAMA use standards for all COASTAL SHORELINES, whether estuarine or otherwise.

POLICY WQ6: Currituck County supports the retention or preservation of VEGETATED BUFFERS along the edge of drainage ways, streams and other components of the estuarine system as an effective, low cost means of protecting water quality.

POLICY OB2: So as to minimize COMMERCIAL STRIP DEVELOPMENT and maximize the traffic moving capability of NC 12, Currituck County shall encourage commercial development to cluster at appropriate locations rather than dispersing along NC 12.

4. The use will not exceed the county's ability to provide adequate public facilities, including, but not limited to, schools, fire and rescue, law enforcement, and other county facilities. Applicable state

standards and guidelines shall be followed for determining when public facilities are adequate. Such facilities must be in place or programmed to be in place within two years after the initial approval of the plan (sketch plan in the case of major subdivisions).

Based on the suggested findings, staff has determined it is probably true that the use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities.

Staff Findings:

- a. According to the applicant, the use is expected to have no impact on the County's ability to provide adequate public facilities.
- b. The applicant proposes minimal site development, no structures are proposed, and the use will have no impact on schools.

III. TECHNICAL REVIEW COMMITTEE RECOMMENDATION:

Pursuant to the Unified Development Ordinance, the Technical Review Committee recommends approval subject to the following conditions:

1. Any structures and/or impervious surfaces will require site plan approval, stormwater plan approval, and low impact development techniques shall be utilized to fully address environmental concerns.
2. Any change or intensification of use requires County approval through the appropriate process.

IV. PLANNING BOARD RECOMMENDATION:

The Planning Board *recommended approval* to amend a Sketch Plan/Use Permit with the staff recommendations.

PLANNING BOARD DISCUSSION (3.11.14)

Mr. Bissell said the use area for the purpose of material and equipment storage and landscape operations is similar to previously approved sites to the North and South. No impervious coverage is proposed. Stormwater runoff and sedimentation will be managed using perimeter swales and check dams. The existing approved access way will be utilized. Mr. Bissell will be glad to answer any questions the board may have.

Ms. Bell said the 2006 Land Use Plan classified this site as conservation within the Corolla subarea. Ms. Bell said item 4 states, "With the exception of agricultural related uses, nonresidential uses should not be encouraged." Ms. Bell said this request is not an agricultural use.

Mr. Bissell said it would be related to nursery operation, which would be exempt from this restriction.

Ms. Overstreet asked if this area is subject to flooding.

Mr. Bissell said it did flood during Hurricane Irene.

Mr. Cooper said structures or impervious surfaces are not proposed with this request.

Mr. Bissell said that is correct.

Mr. Cooper said if in the future something like this is proposed it would require staff review.

Mr. Bissell said that is correct.

PLANNING BOARD ACTION

Mr. Bell moved to approve PB 88-66 with the findings of fact and staff recommendations included in the case analysis. Mr. Craddock seconded the motion. Ayes: Mr. Bell, Mr. Cooper, Ms. Bell, Mr. Clark, Ms. Newbern, Mr. Cartwright and Mr. Craddock. Nays: Ms. Overstreet.

Commissioners expressed concerns with proximity to wetlands and monitoring.

Mr. Woody explained the process for monitoring use permits annually.

Chairman O'Neal opened the Public Hearing.

Mark Bissell, Kitty Hawk, representing the owner, noted that precautions were being taken to protect the environment and it is compatible with the neighborhood. He stated the request meets the criteria for the use permit, and there were no impervious surfaces.

Mr. Woody was asked about the process if the applicant were to request a mapping change from conservation to full service. He explained the steps to get approval of a Land Use Plan amendment.

Commissioners agreed the requested landscaping use was preferable to a structure.

Mr. Woody stated equipment would be parked on site, but away from the wetlands.

Starkey Sharp, Kitty Hawk, felt a mistake had been made on the drawing.

Jim Bickford, Kitty Hawk, noted the conservation tract had been given to the County by the owners of Ocean Hill. The County in turn gave it to Fish and Wildlife. Somehow this little piece in question got sandwiched somewhere it didn't belong.

There being no further comments, Chairman O'Neal closed the Public Hearing.

Commissioner McCord moved to approve PB 88-66 with the staff findings and recommendations included in the case analysis. Commissioner Martin seconded the motion. Motion carried unanimously.

- B) Public Hearing and Action: PB 87-56 Monterey Shores, PUD: Request to amend the sketch plan and use permit to increase the commercial allocation within the planned unit development by 0.62 acres, Tax Map 115, Parcel 3S, Poplar Branch Township**

Sworn testimony was given prior to making comments.

Ben Woody, Planning and Community Development Director, reviewed the request including staff, Technical Review Committee and Planning Board recommendations.

CASE ANALYSIS FOR THE
Board of Commissioners
DATE: April 7, 2014
PB 87-56 Monterey Shores, PUD

ITEM: PB 87-56 Monterey Shores, PUD Amended Sketch Plan/Use Permit to increase the commercial allocation within the PUD by 0.62 acres.

LOCATION: Monterey Shores, Ocean Trail, Corolla, NC.

TAX ID: 0115-000-0035-0000

ZONING DISTRICT: SFO (Single Family Outer Banks) with PUD Overlay

PRESENT USE: Undeveloped

PROPOSED USE: Grocery Store

OWNER: Food Lion, LLC
2110 Executive Drive
Salisbury, NC 28145

APPLICANT: Food Lion, LLC

LAND USE/ZONING OF SURROUNDING PROPERTY:

	Land Use	Zoning
NORTH:	Residential	SFO/PUD overlay
SOUTH:	Residential/Undeveloped	SFO/PUD overlay
EAST:	Undeveloped	SFO/PUD overlay
WEST:	Currituck Sound	N/A

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as Full Service within the Corolla subarea.

SIZE OF SITE: 14.1 acres

NUMBER OF UNITS: 654 units

PROJECT DENSITY: 2.05 units per acre

UTILITIES: The development will be served by Southern Outer Banks water system and the Monterey Shores/TimBuck II wastewater treatment plant.

PUD ALLOCATION: 355.60 acres (approved development area)
363.21 acres (summation on approved plans)
36.32 acres proposed commercial allocation (10%)
131.13 acres proposed open space (36.10%)

I. NARRATIVE OF REQUEST:

- The applicant, Food Lion, LLC, is requesting an amended sketch plan and (special) use permit to increase the commercial allocation from 5.48 acres to 6.10 acres on the parcel currently owned by Food Lion, LLC.
- The development summary (open space, commercial and residential) provides an update and reflects the 2007 sketch plan with plan changes approved in 2010.
- The BOC approved the same request on December 3, 2007; however, the commercial allocation was not included in updated sketch plans submitted and approved after the 2007 approval prepared by another engineering firm.
- All remaining acreage (8 acres) of this tract not included in the General Business allocation will be dedicated open space.
- A conceptual plan of a proposed food store is provided for illustrative purposes only. The site specific development plan is not approved for this property or part of this submittal. A site plan for any proposed development on the tract must be submitted to the county, follow the appropriate review process for the type of use proposed, and be approved by the appropriate authority.

II. USE PERMIT REVIEW STANDARDS:

Use Permit Criteria and Staff Findings:

Use permits (UP) are intended to allow the Board of Commissioners flexibility in the administration of the UDO. Through the UP procedure, property uses which would otherwise be considered undesirable in certain districts can be developed subject to conditions of approval to minimize any negative effects they might have on surrounding properties.

In order to approve a UP, certain criteria must be satisfied. The criteria and staff findings of fact are outlined as follows:

1. *The use will not endanger the public health or safety.*

Based on the suggested findings provided by the applicant, staff has determined it is probably true that the use will not endanger the public health or safety.

Suggested Findings:

- a. The proposed zoning request will increase the property's commercial allocation from 5.40 acres to 6.10 acres (net 0.6 acres).
- b. The increased commercial allocation on the parcel will not endanger public health or safety.
- c. The property is located in the Corolla subarea (Full Service Area) where a broad range of infrastructure and service investments are publically and privately provided.
- d. Available infrastructure and services are adequate and support the proposed increase in commercial land allocation.

2. *The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.*

Based on the suggested findings provided by the applicant, staff has determined it is probably true that the use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.

Suggested Findings:

- a. The proposed zoning request will increase the property's commercial allocation from 5.4 acres to 6.10 acres (net 0.6 acres).

- b. The property is also located within the Corolla subarea (Full Service Area) where commercial developments along with many other uses are supported.
- c. The property has a commercial designation (GB). The request is to increase the commercial allocation of the property by approximately 11%.
- d. The proposed increase in commercial allocation will not injure the value of abutting properties and will be in harmony with the area in which it is located.

3. *The use will be in conformity with the Land Use Plan or other officially adopted plans.*

Based on the suggested findings, staff has determined it is probably true that the use will be in conformity with the Land Use Plan or other officially adopted plans.

Suggested Findings:

The 2006 Land Use Plan classifies this site as Full Service within the Corolla subarea. The full service area may include nonresidential uses that are clustered and serve the immediate area, and where appropriate, a more extensive market territory. The policy emphasis for the Corolla area is to allow for predominately medium density residential development with minimal commercial development arranged in clusters. The proposed use is in keeping with the policies of the plan, some of which are:

POLICY OB2: So as to minimize COMMERCIAL STRIP DEVELOPMENT and maximize the traffic moving capability of NC 12, Currituck County shall encourage commercial development to cluster at appropriate locations rather than dispersing along NC 12.

POLICY WQ5: Development that preserves the NATURAL FEATURES OF THE SITE, including existing topography and significant existing vegetation, shall be encouraged. If COASTAL and NON-COASTAL WETLANDS are considered part of a lot's acreage for the purpose of determining minimum lot size or development density, Low Impact Development techniques or appropriate buffers shall be integrated into the development. Open space developments shall be encouraged to REDUCE IMPERVIOUS SERVICE AREAS associated with new development and redevelopment.

4. *The use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities. Applicable state standards and guidelines shall be followed for determining when public facilities are adequate:*

Based on the suggested findings, staff has determined it is probably true that the use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities.

Suggested Findings:

- a. The proposed development will not have an impact on schools.

III. TECHNICAL REVIEW COMMITTEE RECOMMENDATION:

Pursuant to the Unified Development Ordinance, the Technical Review Committee recommends approval subject to the following conditions:

- 1. A current USACOE wetland delineation shall be submitted with the proposed site plan.

IV. PLANNING BOARD RECOMMENDATION:

The Planning Board *recommended approval* to amend the Sketch Plan/Use Permit with the staff recommendation.

PLANNING BOARD DISCUSSION (3.11.14)

Mr. Dail said staff did a good job presenting the request and would be glad to answer any questions the board may have.

PLANNING BOARD ACTION

Mr. Cooper moved to approve PB 87-56 as presented with the findings of fact and staff recommendations included in the case analysis. Mr. Craddock seconded the motion and motion carried unanimously.

Chairman O'Neal opened the Public Hearing.

Derek Dail, Quible and Associates, stated his firm applied for the 2007 amended sketch plan approval and he was back for the current request. He offered to answer any questions.

There being no questions and no further comments, Chairman O'Neal closed the Public Hearing.

Commissioner Aydlett moved for approve PB 87-56 Monterey Shores: Amended sketch plan/use permit to increase GB zoning with staff findings and recommendations included in the case analysis and the following additional findings and conclusions:

- The use will not endanger the public health or safety.
- The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.
- The use will be in conformity with the Land Use Plan or other officially adopted plan.
- The use will not exceed the county's ability to provide adequate public facilities.

Commissioner Gilbert seconded the motion. Motion carried unanimously.

C) Public Hearing and Action: PB 13-21 Brumsey Ridge, Phase 2: Request for a preliminary plat and use permit for a 4 lot subdivision phase located in Moyock on the north side of Brumsey Road approximately 1/4 mile from the intersection with Tulls Creek Road, Tax Map 49, Parcel 82A, Crawford Township.

Sworn testimony was given prior to making comments.

Ben Woody, Planning and Community Development Director, reviewed the request including staff, Technical Review Committee and Planning Board recommendations.

CASE ANALYSIS FOR THE
Board of Commissioners
DATE: April 7, 2014
PB 13-21 Brumsey Ridge, Phase II

ITEM: PB 13-21 Brumsey Ridge, Phase II, Preliminary Plat/Use Permit for a 4 lot subdivision phase.

LOCATION: In Moyock, on the north side of Brumsey Road approximately 1/4 mile from the intersection with Tulls Creek Road, Crawford Township.

TAX ID: 0049-000-082A-0000

ZONING DISTRICT: Single Family Mainland (SFM)

PRESENT USE: Undeveloped

**OWNER/
APPLICANT:** H. Kim Old
104 Tulls Creek Road
Moyock NC 27958

LAND USE/ZONING OF SURROUNDING PROPERTY:

	Land Use	Zoning
NORTH:	Wetlands	SFM
SOUTH	Residential	SFM
EAST:	Residential	SFM
WEST:	Residential/farmland/undeveloped	SFM

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as Limited Service within the Courthouse subarea.

SIZE OF SITE: 11.5 acres

NUMBER OF UNITS: 4 Residential Lots (Phase II)
8 Residential Lots (Phases I and II)

PROJECT DENSITY: 0.70 units per acre (Phase I and Phase II)

**OPEN SPACE
AREA:** 3.45 acres required
3.60 acres provided

UTILITIES: The individual lots will be served by county water and on-site septic systems.

I. NARRATIVE OF REQUEST:

- The final plat of Brumsey Ridge, Phase 1, Part 1, (2 lots) was recorded on February 12, 2014.
- Kim Old is requesting preliminary plat/use permit approval of a 4 lot (Phase II) residential subdivision with an overall project density of 0.70 units per acre in the SFM zoning district.

II. QUESTION(S) BEFORE THE BOARD:

Use Permit Criteria and Staff Findings:

Use permits (UP) are intended to allow the Board of Commissioners flexibility in the administration of the UDO. Through the UP procedure, property uses which would otherwise be considered undesirable in certain districts can be developed subject to conditions of approval to minimize any negative effects they might have on surrounding properties.

In order to approve a UP, certain criteria must be satisfied. The criteria and suggested findings of fact are outlined as follows:

1. *The use will not endanger the public health or safety.*

Based on the suggested finding provided by the applicant, staff has determined it is probably true that the use will not endanger the public health or safety.

Suggested Findings:

- a. The use will adhere to county health and safety standards and will not endanger the public health or safety.

2. *The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.*

Based on the suggested findings provided by the applicant, staff has determined it is probably true that the use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.

Suggested Findings:

- a. The proposed use is a residential subdivision that is permissible in the SFM zoning district.
- b. There are existing residential uses to the east and west as well as across the street from the proposed use.

3. *The use will be in conformity with the Land Use Plan or other officially adopted plans.*

Based on the suggested findings, staff has determined it is probably true that the use will be in conformity with the Land Use Plan or other officially adopted plans.

Suggested Findings:

The 2006 Land Use Plan classifies this site as Limited Services within the Courthouse subarea. The Limited Services area is to provide for primarily residential development at low densities. The policy emphasis is for the Courthouse area to continue to grow as a small community center. The proposed use is in keeping with the policies of the plan, some of which are:

POLICY HN1: Currituck County shall encourage development to occur at densities appropriate for the location. LOCATION AND DENSITY FACTORS shall include whether the development is within an environmentally suitable area, the type and capacity of sewage treatment available to the site, the adequacy of transportation facilities providing access to the site, and the proximity of the site to existing and planned urban services. For example, projects falling within the Full Services areas of the Future Land Use Map would be permitted a higher density because of the availability of infrastructure as well as similarity to the existing development pattern. Such projects could be developed at a density of two (2) or more dwelling units per acre. Projects within areas designated as Limited Service would be permitted a density of one (1) to one and one half (1.5) units per acre depending upon the surrounding development pattern and availability of resources. Projects within areas designated as Rural or Conservation by the Future Land Use Plan would be permitted a much lower density of 1 dwelling unit per 3 acres because of the lack of infrastructure in the area, the existing low density development pattern, and presence of environmentally sensitive natural areas.

POLICY HN3: Currituck County shall especially encourage two forms of residential development, each with the objective of avoiding traditional suburban sprawl:

1. OPEN SPACE DEVELOPMENTS that cluster homes on less land, preserving

permanently dedicated open space and often employ on-site or community sewage treatment. These types of developments are likely to occur primarily in the Conservation, Rural, and to a certain extent the Limited Service areas identified on the Future Land Use Map.

2. **COMPACT, MIXED USE DEVELOPMENTS or DEVELOPMENTS NEAR A MIXTURE OF USES** that promote a return to balanced, self-supporting community centers generally served by centralized water and sewer. The types of development are contemplated for the Full Service Areas identified on the Future Land Use Map.

POLICY AG2: Farms and woodlands shall be recognized as an integral part of the county's OPEN SPACE SYSTEM. Efforts to keep these areas viable as part of the area's resource-based economic sector, shall be encouraged.

POLICY ES2: NON-COASTAL WETLANDS, including FRESHWATER SWAMPS, AND INLAND, NON-TIDAL WETLANDS, shall be conserved for the important role they play in absorbing floodwaters, filtering pollutants from stormwater runoff, recharging the ground water table, and providing critical habitat for many plant and animal species. Currituck County supports the efforts of the U.S. Army Corps of Engineers in protecting such wetlands through the Section 404 permit program of the Clean water Act, as well as Section 401 water quality certifications by the State of North Carolina.

4. *The use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities. Applicable state standards and guidelines shall be followed for determining when public facilities are adequate:*

Based on the suggested findings, staff has determined it is probably true that the use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities.

Suggested Findings:

- a. The proposed development will have the following impact on schools:
 - i. Elementary: 1 student
 - ii. Middle: 0 student
 - iii. High: 0 student

III. TECHNICAL REVIEW COMMITTEE RECOMMENDATION:

Pursuant to the Unified Development Ordinance, the Technical Review Committee recommends approval subject to the following condition:

1. Any impacts to waters or wetlands of the US will require a permit review.

IV. PLANNING BOARD RECOMMENDATION:

The Planning Board recommended approval of the preliminary plat/use permit with the staff recommendations.

PLANNING BOARD DISCUSSION (3.11.14)

Mr. Bissell said the reason this project was done in two phases there was a delay in getting the Health Department's approval on some of the lots; and they had to reconfigure some of the lots. Mr. Bissell said he would be glad to answer any questions the board may have.

Mr. Craddock said Mr. Bissell did a good job explaining the project when he presented Phase 1.

PLANNING BOARD ACTION

Ms. Overstreet moved to approve PB 13-21 as presented with the findings of fact and staff recommendations included in the case analysis. Mr. Cartwright seconded the motion and motion carried unanimously.

Chairman O'Neal opened the Public Hearing.

Mark Bissell, Kitty Hawk, representing the owner, stated the request was consistent with the Land Use Plan and the neighborhood. He asked for approval.

Chairman O'Neal asked for clarification on water line size.

Mr. Bissell responded it would be 6" on the north side.

Kim Old, Moyock, the owner, asked for approval and offered to answer any questions.

Commissioner McCord asked about the lot size to which Mr. Old replied about 40,000 square feet.

There being no further comments, Chairman O'Neal closed the Public Hearing.

Commissioner Petrey moved to approve PB 13-21 with staff findings. Commissioner Gilbert seconded the motion.

Commissioner Griggs requested to amend the motion to add motion to approve PB 13-21 Brumsey Ridge, Phase 2: Preliminary Plat/Use Permit with the staff findings and recommendations included in the case analysis and the following additional findings and conclusions:

- The use will not endanger the public health or safety.
- The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.
- The use will be in conformity with the Land Use Plan or other officially adopted plan.
- The use will not exceed the county's ability to provide adequate public facilities.

Commissioner Gilbert seconded the amended motion. Motion carried unanimously.

D) Public Hearing and Action: PB 14-02 Shore Shot Pawn and Gun: Request a use permit to operate a pawn shop in Grandy at 6599 Caratoke Highway, Tax Map, 108, Parcel 9, Poplar Branch Township.

Sworn testimony was given prior to making comments.

Ben Woody, Planning and Community Development Director, reviewed the request including staff, Technical Review Committee and Planning Board recommendations.

CASE ANALYSIS FOR THE
Board of Commissioners
DATE: April 7, 2014
PB 14-02 Shore Shot Pawn & Gun

ITEM: PB 14-02 Shore Shot Pawn and Gun request for a use permit to operate a pawn shop.

LOCATION: Grandy: 6599 Caratoke Highway

TAX ID: 0108000-0009-0000

ZONING DISTRICT: General Business (GB)

PRESENT USE: Retail/Service (Machine Shop and Quilting Shop)

OWNER: Cynthia Holland
101 Mallard Dr
Currituck NC 27929

APPLICANT: Rebecca January
PO Box 266
Nags Head NC 27959

LAND USE/ZONING OF SURROUNDING PROPERTY:

	Land Use	Zoning
NORTH:	Residential	GB
SOUTH	Residential	GB
EAST:	Residential	AG
WEST:	Retail	GB

LAND USE PLAN

CLASSIFICATION: The 2006 Land Use Plan classifies the site as Full Service within the Grandy subarea.

SIZE OF SITE: 1.18 acres

COMMUNITY MEETING: A community meeting was held on January 21, 2014 at the Currituck Bible Baptist Church. No residents attended the meeting.

I. NARRATIVE OF REQUEST:

1. The applicant is requesting to operate a pawn shop in an existing building.
2. The applicant is proposing infrequent display of goods (i.e. bikes) outside of the building. Outdoor display is allowed as an accessory use to the business and must meet all of the requirements of Section 4.3.3.P Outdoor Display and Sales of the UDO.
3. The applicant will be using 1,000 sf of the building for the pawn shop and the remaining 3,600 sf as storage.

II. QUESTION(S) BEFORE THE BOARD:

Use Permit Criteria and Staff Findings:

Use permits (UP) are intended to allow the Board of Commissioners flexibility in the administration of the UDO. Through the UP procedure, property uses which would otherwise

be considered undesirable in certain districts can be developed subject to conditions of approval to minimize any negative effects they might have on surrounding properties.

In order to approve a UP, certain criteria must be satisfied. The criteria and suggested findings of fact are outlined as follows:

1. *The use will not endanger the public health or safety.*

Based on the suggested finding provided by the applicant, staff has determined it is probably true that the use will not endanger the public health or safety.

Suggested Findings:

- a. The use will keep detailed records and will be available to the sheriff's office on a daily basis.

2. *The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.*

Based on the suggested findings provided by the applicant, staff has determined it is probably true that the use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.

Suggested Findings:

- a. According to the applicant, the area is zoned GB and there are several other businesses clustered together in the general vicinity of the shop.
- b. The proposed use will be within an existing building.
- c. There are existing retail uses across the street from the proposed use.

3. *The use will be in conformity with the Land Use Plan or other officially adopted plans.*

Based on the suggested findings, staff has determined it is probably true that the use will be in conformity with the Land Use Plan or other officially adopted plans.

Suggested Findings:

The 2006 Land Use Plan classifies this site as Full Services within the Grandy subarea. The Full Service area is to preserve existing community character. The policy emphasis is for the Grandy area to further evolve as a community center. The proposed use is in keeping with the policies of the plan, some of which are:

- a. POLICY CD5: Incompatible or poorly planned commercial encroachment within or immediately adjoining existing residential areas shall be prohibited. Such incompatible encroachments often include, but are not limited to, large-scale commercial uses or automobile-oriented commercial uses such as service stations, car lots, car washes, drive through restaurants, and the like.
- b. POLICY ED1: New and expanding industries and businesses should be especially encouraged that: 1) diversify the local economy, 2) train and utilize a more highly skilled labor force, and 3) are compatible with the environmental quality and natural amenity-based economy of Currituck County.
- c. POLICY ED4: In addition to the recruitment and expansion of major new industries, the considerable value of small business start-ups, expansions, and spin-offs shall also be recognized.

4. *The use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities. Applicable state standards and guidelines shall be followed for determining when public facilities are adequate:*

Based on the suggested findings, staff has determined it is probably true that the use will not exceed the county's ability to provide adequate public facilities, including but not limited to schools, fire and rescue, law enforcement, and other county facilities.

Suggested Findings:

- b. According to the applicant, the use will not create any undue burden on public facilities and there will be no site improvements made.
- c. The proposed development will have no impacts on schools.

III. TECHNICAL REVIEW COMMITTEE RECOMMENDATION:

Pursuant to the Unified Development Ordinance, the Technical Review Committee recommends approval of the use permit subject to the findings of fact and the following conditions:

1. The square footage used by the pawn shop shall not exceed 1,000 sf under this approval.
2. Do not park, drive, or store merchandise on septic system area and private well area.

IV. PLANNING BOARD RECOMMENDATION:

The Planning Board *recommended approval* of PB 14-02 of the use permit with staff recommendations.

PLANNING BOARD DISCUSSION (3-11-14)

Mr. Cooper asked if the 1,000 sf was sectioned off in the building.

Ms. Glave said yes.

Mr. Cooper asked if the daily record is kept in case something is stolen.

Ms. Glave said General Status is very aggressive with pawn shops keeping detailed records, which will be provided to the sheriff's office on a daily basis.

Ms. January said it took a long time to find a building that would accommodate this type of business and a good location for it. Ms. January would be glad to answer any questions.

Mr. Craddock said he does not feel this request would be a detriment to Grandy or the highway corridor if this request was allowed.

PLANNING BOARD ACTION

Ms. Bell moved to approved PB 14-02 as presented with the findings of fact and staff recommendations included in the case analysis. Mr. Craddock seconded the motion and motion carried unanimously.

Chairman O'Neal opened the Public Hearing.

Rebecca January, Kitty Hawk, thanked the Commissioners for considering her request.

There being no further comments, Chairman O'Neal closed the Public Hearing.

Commissioner Petrey moved to approve PB 14-02 Shore Shot Pawn and Gun: Use Permit with the staff findings and recommendations included in the case analysis and the following additional findings and conclusions:

- The use will not endanger the public health or safety.
- The use will not injure the value of adjoining or abutting lands and will be in harmony with the area in which it is located.
- The use will be in conformity with the Land Use Plan or other officially adopted plan.

- The use will not exceed the county's ability to provide adequate public facilities.

Commissioner Martin seconded the motion. Motion carried unanimously.

New Business

- A) ~~Consideration of Ordinance Amendment to Allow Certain Commercial and Governmental Activities Involving Motor Vehicles on the Beach Strand and Foreshore from the Dare County Line to the North Beach Access Ramp between May 1 and September 30.~~

CONTINUED

- B) ~~Consideration of Ordinance Amendment to Make Certain Changes to Outdoor Tour Operator Regulations and Provide for Violation as a Civil Offense.~~

CONTINUED

C) Board Appointments

1. Appointments to Whalehead Solid Waste Advisory Board

Commissioner Aydlett recommended Matt Hinson for a term ending September 2015, Sandra LaRue, term ending September 2015, and Dennis Umberger, term ending September 2014. Motion carried unanimously.

2. Appointments to Economic Development Advisory Board

Commissioner Petrey recommended Al Marzetti, term ending March 2016. Commissioner McCord recommended Greg Laput, term ending March 2016. Motion carried unanimously.

D) Consent Agenda:

1. Approval of March 17, 2014, Minutes
2. Budget Amendments
3. Award of Beach Cleanup Contract
4. Project Ordinance - Southern Parallel Taxiway; NC Division of Aviation Grant 36237.8.9.1
5. Project Ordinance - Bus Parking Area
6. License Agreement Granting Use of Wine & Swine Service Mark
7. Resolution Accepting State Aid to Airports Block Grant and Authorizing County Manager to Enter into a Grant Agreement with NC Department of Transportation for the Southern Parallel Taxiway (Design/Bid/Environmental Documentation)
8. Authorize County Manager to Execute Five Year Lease Agreement with Ricoh for Register of Deeds Copier
9. Resolution in Support of Recognition of World War II Coastwise Merchant Mariners
10. Resolution Declaring Southern Outer Banks Water System Surplus Items

11. Resolution to declare vehicles surplus
12. CDBG Monthly Status Report

Commissioner Aydlett stated that he had consulted the County Attorney concerning whether to recuse himself from voting on Item 3 due to his son-in-law working for the lowest bidder. The County Attorney had informed him he could not recuse himself.

Commissioner Martin moved to approve the Consent Agenda. Commissioner Gilbert seconded the motion. Motion carried unanimously.

<u>Account Number</u>		<u>Account Description</u>	Debit	Credit
			Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
			<u> </u>	<u> </u>
10790	513000	Utilities	\$ 1,000	
10790	516000	Repairs & Maintenance		\$ 1,000
			<u>\$ 1,000</u>	<u>\$ 1,000</u>

Explanation: *Library (10790) - Transfer funds to increase utilities budget,*

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>		<u>Account Description</u>	Debit	Credit
			Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
			<u> </u>	<u> </u>
10410	502000	Salaries	\$ 30,816	
10410	505000	FICA	\$ 2,357	
10410	506000	Health Insurance	\$ 158	
10410	506001	Unemployment Insurance	\$ 4	
10410	507000	Retirement	\$ 3,783	
10410	590000	Capital Outlay	\$ 80	
10410	526000	Advertising		\$ 3,500
10410	561000	Professional Services		\$ 1,013
10415	502000	Salaries		\$ 23,130
10415	505000	FICA		\$ 1,170
10415	506000	Health Insurance		\$ 5,546
10415	506001	Unemployment Insurance	\$ 2	
10415	507000	Retirement		\$ 2,841
			<u>\$ 37,200</u>	<u>\$ 37,200</u>

Explanation: *Administration (10410); Legal (10415) - Transfer lapsed salaries from Legal to Administration to amend current Clerk to the Board retirement date, pay out accrued vacation and hire replacement position to train with current position from May 19 through June 30.*

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>		<u>Account Description</u>	Debit Decrease Revenue or Increase Expense	Credit Increase Revenue or Decrease Expense
60808	533601	System Supplies	\$ 1,500	
60808	531000	Gas	\$ 3,000	
60808	533801	Chemicals		\$ 4,500
61818	533800	Chemicals		\$ 4,000
61818	545000	Contract Services	\$ 4,000	
66868	532000	Supplies	\$ 10,000	
66868	516000	Maintenance & Repair		\$ 7,000
66868	545000	Contract Services		\$ 3,000
67878	516000	Repairs & Maintenance	\$ 700	
67878	533000	Supplies	\$ 2,100	
67878	545000	Contract Services	\$ 1,400	
67878	553000	Dues & Subscriptions		\$ 1,500
67878	533800	Chemicals		\$ 1,500
67878	533200	Lab Tests		\$ 1,200
68888	513000	Utilities	\$ 1,300	
68888	516000	Repairs & Maintenance	\$ 400	
68888	531000	Gas		\$ 200
68888	533800	Chemicals		\$ 1,500
			<u>\$ 24,400</u>	<u>\$ 24,400</u>

Explanation: *Ocean Sands Water and Sewer (60808); Mainland Water (61818); Southern Outer Banks Water (66868); Moyock Central Sewer (67878); Walnut Island Sewer (68888) - Transfer for operations for the remainder of this fiscal year.*

Net Budget Effect: Ocean Sands Water and Sewer Fund (60) - No change.
Mainland Water Fund (61) - No change.
Southern Outer Banks Water Fund (66) - No change.
Moyock Central Sewer Fund (67) - No change.
Walnut Island Sewer Fund (68) - No change.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10531	532000	Supplies	
		Emergency Management	
10330	445000	Grant	
		\$ 9,137	
			\$ 9,137
		<u>\$ 9,137</u>	<u>\$ 9,137</u>

Explanation: *Emergency Management (10531)* - Increase funding to record Homeland Security Grant funding for 3 exercises.

Net Budget Effect: Operating Fund (10) - Increased by \$9,137.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10540	553000	Dues & Subscriptions	
10540	526000	Advertising	
10540	516200	Vehicle Maintenance	
10540	514000	Travel	
10540	514500	Training & Education	
10660	561000	Professional Services	
10660	545000	Contract Services	
10660	531000	Gas	
10660	516200	Vehicle Maintenance	
10660	514800	Fees Paid to Officials	
		\$ 250	
			\$ 250
		\$ 950	
			\$ 350
			\$ 600
		\$ 500	
			\$ 500
		\$ 200	
		\$ 500	
			\$ 700
		<u>\$ 2,400</u>	<u>\$ 2,400</u>

Explanation: *Inspections(10540); Community Development (10660)* - Transfer budget funds for operations for the remainder of this fiscal year.

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10530	503000	Part-time Salaries	\$ 20,000
10530	502100	Overtime	\$ 50,000
10530	553000	Dues & Subscriptions	\$ 150
10530	545000	Contract Services	\$ 2,700
10530	590000	Capital Outlay Ad Valorem Taxes - 2013	\$ 44,000
10310	400013	Levy	\$ 39,450
10530	502000	Salaries - Regular	\$ 74,550
10530	561000	Professional Services	\$ 150
10530	514000	Travel	\$ 700
10530	514800	Fees Paid to Officials	\$ 2,000
		<u>\$ 116,850</u>	<u>\$ 116,850</u>

Explanation: *Emergency Medical Services (10530)* - Increase appropriations to purchase a used 4 X 4 ambulance to use in the off-road area. Also, transfer budgeted funds to upgrade tires on ambulance, transfer funds to overtime to cover for employees on FMLA and Worker's Comp and operating transfers for the remainder of this fiscal year.

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
12548	514515	Travel & Training	\$ 4,800
12548	516115	Building & Grounds	\$ 11,633
12548	526015	Promotions	\$ 1,200
12458	561015	Professional Services	\$ 500
12548	553015	Dues & Subscriptions	\$ 8,000
12548	544015	Volunteer Assistance	\$ 15,000
12548	545000	Contract Services	\$ 3,633
12548	532115	Fire Supplies	\$ 7,500
		<u>\$ 26,133</u>	<u>\$ 26,133</u>

Explanation: *Knotts Island Vol Fire Dept (12548)* - Operating transfers for Knotts Island Vol Fire Department as requested in e-mail dated March 19, 2014.

Net Budget Effect: Fire Services Fund (12) - No change.

<u>Account Number</u>		<u>Account Description</u>	Debit	Credit
			Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
			<u> </u>	<u> </u>
10775	506000	Insurance Expense	\$ 3,240	
10775	514000	Travel	\$ 600	
10775	526000	Advertising		\$ 300
10775	531000	Gas		\$ 1,500
10775	545000	Contract Services - Nutrition		\$ 2,040
			<u>\$ 3,840</u>	<u>\$ 3,840</u>

Explanation: *Senior Citizens Center (10775)* - Transfer funds to increase health insurance require for part-time worker under the Affordable Care act and for additional Senior programming.

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>		<u>Account Description</u>	Debit	Credit
			Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
			<u> </u>	<u> </u>
10750	545000	Contract Services	\$ 2,540	
10750	557000	Crisis Intervention	\$ 3,161	
10750	557701	LIEAHP	\$ 3,982	
10760	585001	Donations - Currituck Kids	\$ 2,000	
10750	502000	Salaries		\$ 830
10330	430000	DSS Miscellaneous		\$ 8,853
10380	487001	Donations - Currituck Kids		\$ 2,000
			<u>\$ 11,683</u>	<u>\$ 11,683</u>

Explanation: *Social Services Administration (10750); County Assistance (10760)* - Increase budget to reflect increases in State funding authorizations and donations collected.

Net Budget Effect: Operating Fund (10) - Increased by 10,853.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
51800	596100	Professional Services	\$ 10,459
51800	588000	Contingency	\$ 10,236
51800	594500	Contract Services	\$ 295,763
51800	597000	Reimbursable Expenses Central Elementary Bus	\$ 12,561
51848	598001	Parking	\$ 223,245
51800	587050	T T - Co Govt Facilities	\$ 84,856
		\$ 318,560	\$ 318,560

Explanation: COA Construction (51800) - Transfer residual funds to County Governmental Construction to fund Central bus parking and to close out COA construction.

Net Budget Effect: School Facilities Construction Fund (51) - No change.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10460	503500	Temporary Services	\$ 2,898
10460	502000	Salaries - Full Time	\$ 2,898
		\$ 2,898	\$ 2,898

Explanation: Public Works (10460) - Appropriate funds to hire a temporary maintenance worker at a rate equivalent to Grade 53 step 1 to fill position while employee is on FMLA from May 25 through August 5.

Net Budget Effect: Operating Fund (10) - No change.

<u>Account Number</u>	<u>Account Description</u>	Debit	Credit
		Decrease Revenue or Increase Expense	Increase Revenue or Decrease Expense
10430	503500	Temporary Services	\$ 7,200
10430	505000	FICA	\$ 551
		Ad Valorem Taxes - 2013	
10310	400013	Levy	\$ 7,751
		<u>\$ 7,751</u>	<u>\$ 7,751</u>

Explanation: *Elections (10430)* - Appropriate funds to hire a temporary Deputy Elections Director at a rate of \$15/hr to serve while employee is on FMLA during the May primary from mid April until June 30.

Net Budget Effect: Operating Fund (10) - Increased by \$7,751.

**COUNTY OF CURRITUCK
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED by the Currituck County Board of Commissioners, North Carolina that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

SECTION 1. The project authorized is design, bid and construction of Southern Parallel Taxiway – Division of Aviation Grant 36237.8.9.1.

SECTION 2. The following amounts are appropriated for the project:

S Parallel Taxiway - Grant 36237.8.9.1	\$ 123,045
	<u>\$ 123,045</u>

SECTION 3. The following revenues are available to complete this project:

Transfer from School Capital Construction Fund	\$ 12,304
State Aid to Airports	110,741
	<u>\$ 123,045</u>

SECTION 4. The Finance Director is hereby directed to report, on a quarterly basis, on the financial status of each project element delineated in Section 2 above.

SECTION 5. SPECIAL APPROPRIATIONS AND RESTRICTIONS

The Budget Officer is hereby authorized to transfer appropriations within the fund as contained herein under the following conditions:

- a. He may transfer amounts between object line items within the fund up to One Thousand dollars (\$1,000).

SECTION 6. CONTRACTUAL OBLIGATIONS

The County Manager is hereby authorized to execute contractual documents under the following conditions:

- a. He may execute contracts for construction or repair projects which do not require formal competitive bid procedures.
- b. He may execute contracts for (1) purchases of apparatus, supplies, and materials, or equipment which are within the budgeted departmental appropriations; (2) leases of personal property for a duration of one year or less and within budgeted departmental appropriations; and (3) services which are within budgeted departmental appropriations.
- c. He may execute contracts, as the lessor or lessee of real property, which are of a duration of one year or less which are within the budgeted departmental appropriations.

SECTION 7. USE OF BUDGET ORDINANCE

The Budget Officer and the Finance Director shall use this capital project ordinance for administration of the budget and for the accounting system.

COUNTY OF CURRITUCK CAPITAL PROJECT ORDINANCE

BE IT ORDAINED by the Currituck County Board of Commissioners, North Carolina that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

SECTION 1. The project authorized is design, bid and construction of Bus Parking Project.

SECTION 2. The following amounts are appropriated for the project:

Bus Parking Lot	\$ 244,131
Professional Services	\$ 37,185
Contingency	\$ 18,684
	<u>\$ 300,000</u>

SECTION 3. The following revenues are available to complete this project:

Transfer from School Capital Construction Fund	\$ 300,000
	<u>\$ 300,000</u>

SECTION 4. The Finance Director is hereby directed to report, on a quarterly basis, on the financial status of each project element delineated in Section 2 above.

SECTION 5. SPECIAL APPROPRIATIONS AND RESTRICTIONS

The Budget Officer is hereby authorized to transfer appropriations within the fund as contained herein under the following conditions:

- a. He may transfer amounts between object line items within the fund up to One Thousand dollars (\$1,000).

SECTION 6. CONTRACTUAL OBLIGATIONS

The County Manager is hereby authorized to execute contractual documents under the following conditions:

- a. He may execute contracts for construction or repair projects which do not require formal competitive bid procedures.
- b. He may execute contracts for (1) purchases of apparatus, supplies, and materials, or equipment which are within the budgeted departmental appropriations; (2) leases of personal property for a duration of one year or less and within budgeted departmental appropriations; and (3) services which are within budgeted departmental appropriations.
- c. He may execute contracts, as the lessor or lessee of real property, which are of a duration of one year or less which are within the budgeted departmental appropriations.

SECTION 7. USE OF BUDGET ORDINANCE

The Budget Officer and the Finance Director shall use this capital project ordinance for administration of the budget and for the accounting system.

RESOLUTION IN SUPPORT OF RECOGNITION OF **“WW II COASTWISE MERCHANT MARINERS ”**

Findings 1: The US Merchant Marine Seamen of WW II gained veteran status under a court ruling via Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge, Jr 665 F Supp 41 (D.D.C 1987) providing they meet certain eligibility requirements.

Findings 2: USCG Information Sheet #77 (April 1992) identifies **acceptable forms of documentation** for eligibility meeting the requirements pursuant to Schmacher V. Aldridge, 655 41(D.D.C 1987)

- a. Certificate of Discharge (Form 718A)
- b. Continuous Discharge Books (ship’s deck/engine logbooks)
- c. Company letters showing vessel names and dates of voyages

Findings 3: Some 10,000 to 30,000 **coastwise** seagoing tug and barge merchant seamen have been or may be denied recognition upon application because actions taken by government agencies (prior to P. L. 95-202) have removed required eligibility records from being available to the veteran.

Findings 4: Commandant USCG Order of 20 March, 1944 **relieves masters** of tugs, towboats and seagoing barges **of the responsibility of submitting reports of seamen shipped or discharged on forms 718A**. This action removes item (a) from the eligibility list in Findings 2.

Findings 5: USCG Information Sheet # 77 (April, 1992) further states “Deck logs were traditionally considered to be the property of the owners of the ships. After World War II, however, the deck and engine logbooks of vessels operated by the War Shipping Administration were turned over to that agency by the ship owners, and **were destroyed during the 1970s**”. This action effectively eliminates item (b) from the eligibility list in Findings 2.

Findings 6: Company letters showing vessel names and dates of voyages are highly suspect of ever existing due to the strict orders prohibiting even the discussion of ship/troop movement. Then consider item (c) of Findings 2 should be removed from the eligibility list. USCG Info Sheet # 77, page 2 refers

Findings 7: Commandant, USCG Ltr 5739 Ltr of 09 Apr 2010 states, **“The US Government did not issue mariner credentials to females during the World War II.”**

Findings 8: Excerpts from Pres. Roosevelt’s fireside Chat 23: On the Home Front (Oct. 12, 1942): “In order to keep stepping up our production, we have had to add millions of workers to the total labor force of the Nation. “In order to do this, we shall be compelled to use **older men, and handicapped people, and more women, and even grown boys and girls**, wherever possible and reasonable, to replace men of military age and fitness; **to use their summer vacations, to work somewhere in the war industries.**

Findings 9: Post the Revolutionary War; many Acts of Congress were enacted to provide pensions to those veterans applying for support. Thousands of servicemen were without documented service and remained without any viable means to prove service. Excerpts from documents retained at the NARA provide: **Generally the process required an applicant to appear before a court of record in the State of his or her residence to describe under oath the service for which a pension was claimed.** This sets precedence for using certified oaths in conjunction with the Social Security documents as alternative documentation.

Findings (10): US CG Official Shipping/Discharge documents (Forms 718A) were obtained from the National Archives and Records Administration, Wash. DC through the superb support of Mr. Mark Mollan, WW II Senior Archivist, that contained information proving Active Duty (AD) services for some WW II coastwise barge and tug Merchant Mariners. Together with additional information obtained via a FOIA request to the National Maritime Center, research brought forth additional information. **Research conducted between June-August 2013, in concert with the NMC**, using official records of 1172 coastwise merchant mariners and the USCG Merchant Marine Casualties of WW II report of 1950 revealed the following:

WW II Coastwise Mariners Listing: Excel Sheet #1

1172 Mariners identified via official USCG Shipping/Discharge Forms 718A
 84 Mariners may be women according to their feminine sounding names; OR 7.2%
 1058 Mariners’ ages were specified. Ages ranged from 10 to 78.
 583 Mariners identified within draft age and included those in 4F status; OR 55.1% of known ages.
 525 Mariners identified at over the draft age of 37; OR 49.6% of known ages.
 114 Mariners with age not specified; OR 9.7%
 47 Mariners who served were under the age of 17; OR 4.4% of known ages.
 16 Mariners KIA with 1 receiving DD Form 1300.

National Maritime Form DD 214 Listing: Excel Sheet #2

794 Mariners were identified on NMC Coastwise Mariners listing identifying Active Duty services.
 291 Mariners on NMC listing had no USCG MMLD numbers listed; OR 36.6%
 85 Mariners **issued** DD Form 214 from NMC listing, OR 10.7% of NMC; OR 7.2% of WW II CMM

Merchant Marine KIA & MIA Casualties from all causes = 9521 * (usmm.org)

5662 Mariner Casualties from USCG per 1950 Report * (USCG 1950 casualty report)
 3859 Mariner Casualties from Other Sources * (Additional sources = Art. Moore and US Congress)

Merchant Marine Casualties recognized by all sources = 414

- 344 Mariner Casualties from USCG 1950 Casualty Report * (USCG 1950 casualty report)
- 77 Mariner Casualties from NMC report & not listed on USCG 1950 Casualty List * (NMC DD 1300 Report)
- 1 Mariner in NMC DD 1300 files as having received Form DD 1300 yet 16 identified on WW II CM listing

Rationale: 9521 Merchant Mariners KIA or MIA serving and **only 414** receiving Veteran status.

Findings 11: The USCG cannot provide a true estimate of merchant mariners serving in WW II. **GAO/HEHS-97-196R** refers. Estimates range from 250,000 to 410,000 from recognized historians. None of these historians were aware of these 10,000 to 30,000 coastwise merchant seamen where many served without proper credentials and were not included in above estimates. **Some were elderly handicapped; others women and some were school children** who served in a billet, drew wages and paid taxes. They served on the same vessels in the same hostile war zones and performed the same services alongside others who were documented. **Yet, only about 91,000 merchant mariners have been recognized as veterans with just 1192 of these veterans in receipt of compensation or pension benefits the VA refers.** This is a vast disparity in ratio of the other service branches.

Findings 12: DOD and NARA Agreement **N1-330-04-1 of Jul, 08, 2004** puts in place a procedure to transfer military personnel files of individuals from all services, (including civilian personnel or contractual groups who were later accorder military status under the provisions of Public Law 95-202). This agreement affects military personnel records of individuals **62 years** after separation from service. Action has taken place for all **except** the US Merchant Marine IAW P.L 95-202. This **inaction** by the **Department of Homeland Security via (COMDT USCG)** has caused many of the mariners to have **gone unrecognized** for their services. Many have passed without ever gaining recognition or benefits and soon all will be History. Only **about 91,000 out of 250,000 have ever received recognition** as veterans with many unable to gain access because of age and health condition requiring assistance for others outside family. Had compliance taken place, these records would be available to all and providing the mariner a chance to being recognized many years ago and enjoying the benefits awarded to them via public law.

Whereas: (1) By court order, Schumacher v. Aldridge 665 F Supp 41 (D.D.C. 1987) **provided for veteran status** to certain US Merchant Marine seamen during WW II (07 December, 1941 to 31 December, 1946) with the same benefits accorded all veterans as administrated by the Veterans Administration. There were **no provisions** for the elderly handicapped, women or schoolchildren to even be considered for their services as mariners serving anywhere within the US Merchant Marine providing an avenue to veteran status.

Whereas: (2) The USCG Information Sheet #77 of Apr. 1992 identifies specific criteria to be used to prove active duty performed by an individual seaman for the purposed of attaining veteran status and findings (5), (6) & (7) identified specific **official government actions** that **removed** these particular documents from the reach of the mariner and **clearly identifies the requirement** to put in place a method of utilizing **alternative** documentation and other approved methods to take the place of specific documents removed from use by the government actions cited in this document.

Whereas: (3) Women **were removed** from ships at the onset of WW II and not allowed to serve in any capacity by direction of the War Shipping Administrator, Admiral Emory S. Land. The Captains of the Ports (USCG COTP) were given specific directions to **deny** official USCG maritime credentials to any woman requesting them. They **served but without official credentials** in every capacity on most vessels. Families were the sole crew on many barges throughout the WW II and afterwards. Companies **welcomed this** arrangement because **critical** crew replacements were **reduced** considerably and allowing those barges to move the bulk war materials more quickly freeing the more abled bodied seaman and provided the opportunity to man the larger seagoing ships taking vital supplies to troops on all the fronts, keeping the enemy from our doors. A **win win** situation vital to war defense. **To date** there is **no law or other avenue** recognizing women as veterans of the US Merchant Marine during WW II

Whereas: (4) President Roosevelt's speech of 12 Oct, 1942 **puts in place the use of elderly and handicapped individuals, school children and women in an effort to support war efforts** by replacing men of military age and fitness, and in stepping up our production of war materials for those on the front lines. Women, the elderly disabled and schoolchildren entered the varied war defense plant services in droves and many found their way into the coastwise barge and tug trades as well.

Whereas: (5) DOD & NARA Agreement N1-330-04-1 of July 08, 2004 **provides for the transfer** of military records to the National Personnel Records Center, St. Louis, MO for use as archival records, open to the public. But **inaction by the DHS for the mariner in over 10** years has caused the veteran loss of due access of his records that may have accorded him recognition as a veteran. Under aged children served this nation in every war.

Whereas: (6) Previous bills HR 1288, now HR 2189 and S-1361 would have provided for **alternative records** to be used in place of **records lost, destroyed or denied** for coastwise seamen affected and allowed women and school children be recognized for their services rendered for the first time ever. **No laws** in place to allow for resolution. Note: **S 1361** was incorporated into **S 1950 and then S 1982** but **reduced to a 90 day Process Review**, thereby losing its effectiveness to recognize any of the coastwise mariners. Both bills were rejected by the Senate. A review of the Process is not warranted or necessary. Both Bills S 1950 and S 1982 were rejected by Senate vote.

Whereas: (7) The elderly disabled, children and women have served in every war this nation has ever known. Most have served without recognition but history is replete with actions of young children stepping up to serve, some receiving our highest honors and others serving in our highest ranks of service, congress and the presidency; e.g. President Andrew Jackson (age **13**); America's first Admiral, David Glasgow Farragut was appointed a midshipman at age **9** by President James Madison; Willie Johnson (age **11**) was recipient of the Medal of Honor; Albert Cohen of Memphis TN who enlisted at age **11** & KIA age **15**. History is laced with children defending this nation and Coastwise Mariners had their fair share of them. **Findings #10 provides support** info.

Whereas: (8) Although they served gallantly and with honor, actions taken against those that were elderly and disabled, school children and women by denying them official credentials during WW II is considered **discrimination** today.

Whereas: (9) The House Bill HR 2189 contains the original wording as proposed and offers alternative methods of recognition for these Coastwise Mariners from WW II. The proposed Senate Bill S 1982 will only **review** the process used to determine whether an individual performed service under honorable conditions that satisfies the requirements of a coastwise merchant seaman who is recognized as having performed active duty service under the court ruling via Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge Jr 665 f Supp 41 (D.D.C.1987). There are no considerations in any **existing** legislation that provides for women who served, under aged schoolchildren or elderly handicapped seaman any avenue to attain veteran status. **Nor** is there a current avenue to use alternative methods of recognition or other actions that have proved effective in past wars for use in lieu of documents that were denied and/or destroyed by several specific official government actions.

Whereas: (10) A Process Review of 90 additional days can only **conclude** that in order to correct this significant oversight, legislation will still be required to allow for alternative documentation and other actions that will lead to recognition as veterans for these WW II coastwise merchant mariners. By the time the study is over the 113th congress will have expired and all is lost and back to the beginning; thereby again losing precious lives who may gain recognition if **HR 2189 is allowed to move forward. Notwithstanding cost associated with a study.**

The following actions are recommended:

(1) Initiate congressional actions to: Provide sufficient response to support Merchant Mariners' provisions of HR 2189 (with wording intact to insure all coastwise barge and tugboat mariners who served during WW II regardless of age, gender or disability) are recognized as veterans in accordance with or similar to: court ruling via Schmacher, Willner, et al, V. Secretary of the Air Force Edward C. Aldridge, Jr 665 F Supp 41 (D.D.C 1987, **granting veterans status.**

Now, therefore, be it resolved that the Currituck County Board of Commissioners hereby supports the efforts on behalf of the World War II Coastwise Merchant Mariners and urges our Representatives in the Senate and the House to pass legislation to approve the above recommendations.

R E S O L U T I O N

WHEREAS, the Board of Commissioners of Currituck County, North Carolina, during its regularly scheduled meeting held on April 7, 2014, authorized, pursuant to GS 160A and 270(b), that the property listed below be declared surplus and disposed of through auction on govdeals.com:

Description

Four steel filters and associated piping from Corolla Light Treatment Plant

R E S O L U T I O N

WHEREAS, the Board of Commissioners of Currituck County, North Carolina during its regularly scheduled meeting held on April 7th, 2014, authorized the following, pursuant to GS 160A and 270(b), that the property listed below, be disposed of at auction or by advertised sale

ASSET	YEAR	MAKE	VIN#	YEAR
3333	1995	JEEP RIGHT HD	1J4FY29S2SP270662	ML WATER
5844	2004	JEEP RIGHT HD	1J4F449S94P772370	ML WATER
5927	2004	FORD EXPED.	1FMPU16W94LB57207	EMS
7226	1995	NISSAN MAXIMA	JNACA21D2ST668331	SHERIFF
5733	2003	FORD F150	1FTRF17W83NB50189	ANIMAL CONTROL
5743	2004	FORD CROWN VIC	2FAFP71W74X112275	JAIL
5960	2005	FORD CROWN VIC	2FAFP71W05X137066	SHERIFF
6390	2007	DODGE CHARGER	2B3KA43H97H757839	SHERIFF
6349	2007	FORD CROWN VIC	2FAFP71WX7X134629	SHERIFF
6733	2008	FORD CROWN VIC	2FAHP71V98X146224	SHERIFF
6810	2008	NISSAN TITAN	1N6AA07C78N358242	SHERIFF
6736	2008	FORD CROWN VIC	2FAHP71V48X146227	SHERIFF
7018	2009	DODGE CHARGER	2B3KA43T49H607841	SHERIFF
5400	2001	FORD CROWN VIC	2FAFP71W71X109551	AIRPORT

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of County of Currituck reserves the right to reject any and all bids.

E) Commissioner's Report

Commissioner Aydlett expressed a concern that Dominion Power had installed a pole in a dangerous curve on Knotts Island. He requested that, if not moved, the County Manager and County Attorney get involved.

Commissioner Gilbert announced the Currituck Kids egg hunt and the need for power at the site. She also noted that NCDOT would begin paving in Ranchland on April 15. She thanked Mike Doxey and the DOT staff.

Commissioner McCord announced two new restaurants in the county – Pass the Salt in Currituck and Giordano Pizza in Moyock.

Chairman O'Neal announced the National Day of Prayer on May 1.

F) County Manager's Report

Dan Scanlon, County Manager, brought the Commissioners' attention to a packet he had given them regarding Animal Lovers Assistance League. He also announced the Patriot Guard would be driving their motorcycles through the County on April 12 honoring the veterans.

Closed Session

~~Closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3) to consult with the county attorney in order to preserve the attorney-client privilege and pursuant to N.C. Gen. Stat. §143-318.11(a)(5) to establish or to instruct the public body's staff concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of interest in real property by purchase, option, exchange, or lease held by Carolina Water Services of North Carolina, Inc., located at 1100 Club Road, Corolla, NC, for any public purpose.~~

CLOSED SESSION CANCELLED

Adjourn

There being no further business, Commissioner Aydlett moved to adjourn. Commissioner Martin seconded the motion. The meeting was adjourned.